

General Information Letter: Request for regulations.

March 19, 1998

Dear:

This is in response to your letter dated March 16, 1998, in which you request a General Information Letter. Department of Revenue ("Department") regulations require that the Department issue only two types of letter rulings, Private Letter Rulings ("PLRs") and General Information Letters ("GILs"). PLRs are issued by the Department in response to specific taxpayer inquiries concerning the application of a tax statute or rule to a particular fact situation. A PLR is binding on the Department, but only as to the taxpayer who is the subject of the request for ruling and only to the extent the facts recited in the PLR are correct and complete. GILs do not constitute statements of agency policy that apply, interpret or prescribe the tax laws and are not binding on the Department. For your general information we have enclosed a copy of 2 Ill. Adm. Code Part 1200 regarding rulings and other information issued by the Department.

Although you have not specifically requested either type of ruling, the information you have provided requires that we respond with a general information letter.

In your request you stated:

I recently filed form IL-1120-ST for calendar year 1997. I had an Illinois net loss deduction (NLD) on that form.

The instructions for completing the tax return say that further information is available from this office. In particular, the instructions request that I write to you and request Section 100.2050 and 100.2300 through 100.2330

Please consider this letter such a request.

Also, the instructions for Form 1120-ST request that I fill out Schedule NLD. There was no copy of that schedule or form attached to the instructions. Please consider this letter a request for a form for completing Schedule NLD.

Department Analysis

Please find enclosed the information you requested, including the pertinent sections of the Illinois Administrative Code, and a Schedule NLD.

I hope that this has been helpful to you. If you have additional questions please feel free to contact me at the above address.

Sincerely,

Charles E. Matoesian
Staff Attorney (Income Tax)